



# City of Racine

City Hall  
730 Washington Ave.  
Racine, WI 53403  
www.cityofracine.org

## Meeting Agenda - Final Public Safety and Licensing Committee

*Chairman Aron Wisneski, Alderman David Maack, Alderman  
Jim Kaplan, Alderman Robert Mozol, Alderman Sandy Weidner*

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Monday, February 8, 2010

5:00 PM

City Hall, Room 205

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### Call To Order

### Approval of Minutes for the January 25, 2010 Meeting.

- [10-4695](#)      **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Butterfield, Rudie & Seitz Architects, Inc. to update plans and specifications for roof column repairs at the Zoological Gardens.
- [10-4696](#)      **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for Design of Root River Canoe access by Nielsen Madsen & Barber, S.C.
- [10-4697](#)      **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Southport Consulting, Inc. to prepare plans and specifications for Boiler Replacement at Dr. Bryant Community Center.
- [10-4698](#)      **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Southport Consulting, Inc. to prepare plans and specifications for HVAC updates at Wustum Museum.
- [10-4703](#)      **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Nielsen Madsen & Barber to prepare plans and specifications for Parks Department Pavement Projects.
- [10-4707](#)      **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with U.S. Cellular Operating Company LLC for right of entry and testing at Lockwood Park for the purpose of assessing the feasibility of installing a cell tower at the park.
- [10-4715](#)      **Subject:** (New Change of Agent ) Application of Piggly Wiggly, Gregory

Duban, Agent, for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 3900 Erie Street (15th District)

[10-4705](#) **Subject:** (Direct Referral) Request of the Committee for the appearance of Mohammad O. Al-Abed, owner of Sunshine Supermarket for recent incidents at his establishment involving the sale of single cigarettes.

[10-4708](#) **Subject:** (Direct Referral) Communication from Scott Hansen, Agent for The Warning Track, 1301 Washington Avenue requesting to appear before the committee to discuss amending his side agreement with the City.

[10-4706](#) **Subject:** (Direct Referral) Discussion on the Blind Alligator, 1655 Taylor Avenue.

[10-4704](#) **Subject:** (Direct Referral) Discussion of whether the committee should send a letter to establishments that hold a liquor license but are not currently in operation per Ordinance 42-06.

[09-4469](#) **Subject:**(Direct Referral) Request of the committee to review documentation submitted by City Attorney on alcohol applications and supplemental documents currently being used by other municipalities.

**Recommendation of the Public Safety & Licensing Committee on 12-7-09:** That the item be deferred until the next meeting and the members look over the forms submitted and be ready to discuss new procedures.

**Recommendation of the Public Safety & Licensing Committee on 12-21-09:** That the item be deferred until the next meeting.

**Recommendation of the Public Safety & Licensing Committee on 1-1-10:** That the item be deferred for two weeks and committee members e-mail clerk's office with suggestions to form a working copy.

**Fiscal Note:** N/A

[10-4731](#) **Subject:** Licensed Premise Report 1-14-10 thru 2-3-10

[10-4711](#) **Subject:** (Direct Referral) Communication from the Purchasing Agent submitting the report of bids received on the sale of abandoned vehicles 1-25-2010.

[10-4721](#) **Subject:** (Direct Referral) Applications for Operator's (Bartender's)

Licenses for 2-8-2010.

Ord.1-10

Ordinance 1-10

To repeal and recreate Sec. 6-59(b) and amend Secs. 6-59(c) and (d) of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic beverages - Grant of conditional license.

The Common Council of the City of Racine, Wisconsin do ordain as follows:

Part 1:

Sec. 6-59(b) of the Municipal Code of the City of Racine is hereby repealed and recreated to read as follows:

“(b) The Common Council, in making such a conditional grant of a license, may direct the city clerk to withhold the issuance of the license for such time, not to exceed nine (9) months, as the common council deems a reasonable period for completion of such work in conformity with all such representations made to the common council, and/or completion of the renovation.

During such period of time as the referenced work is being completed, the applicant must provide bi-monthly written progress reports to the city clerk.

Upon written request of the applicant to the Public Safety and Licensing Committee, this period may be extended for an additional period not to exceed six (6) months, and the license may be renewed one time with issuance withheld, but no such extension shall be granted unless the applicant has already completed a substantial portion of the construction or renovation of the premises with the original time set by the common council for withholding of the issuance of the license pending completion of the work. The applicant shall notify the city clerk upon completion of the work, after which the clerk shall cause such inspection of the premises as is deemed appropriate to ascertain that the premises is in conformity with all material representations made to the common council at the time of the granting of the license. Upon satisfactory completion of the work, the Public Safety and Licensing Committee may direct the city clerk to issue the license.”

Part 2:

Sec. 6-59(c) of the Municipal Code of the City of Racine is hereby amended by inserting in the first line after the words “Common Council,” the phrase “and/or the Public Safety and Licensing Committee.”

Part 3:

Sec. 6-59(d) of the Municipal Code of the City of Racine is hereby amended by inserting in the last line after the words “allotted time,” the phrase “or failure to meet other requirements herein,” ...

Part 4:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

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Approved: \_\_\_\_\_

\_\_\_\_\_

Mayor

Attest:

\_\_\_\_\_

City Clerk

Fiscal Note: N/A

Sponsors: Aron Wisneski

**10-4700**

**Subject:** Ordinance 1-10

To repeal and recreate Sec. 6-59(b) and amend Secs. 6-59(c) and (d) of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic beverages - Grant of conditional license.

**Recommendation of the Public Safety and Licensing Committee on 1-25-10:** That the item be deferred until the next meeting.

**Ord.2-10**

Ordinance No. 2-10

To create Section 94-22 and amend Section 94-17(b) of the Municipal Code of the City of Racine, Wisconsin relating to Traffic and vehicles - Disorderly conduct with a motor vehicle; Forfeitures.

The Common Council of the City of Racine do ordain as follows:

Part 1:

Section 94-22 of the Municipal Code of the City of Racine is hereby created to read as follows:

“Section 94-22. Disorderly conduct with a motor vehicle.

No person shall, within the City of Racine, on public or private property, by or through the use of a motor vehicle, motorcycle, snowmobile, minibike, ATV or any other motorized vehicle, engage in violent, dangerous, abusive, unreasonably loud or otherwise disorderly conduct, including but not limited to unnecessary or deliberate or intentional: spinning of wheels, squealing of tires, revving of the engine, blowing of the horn, causing the engine to backfire, causing excessive or sudden veering or acceleration, causing the vehicle, while commencing to move or in motion, to raise one or more of its wheels off

the ground, or causing the vehicle to otherwise be operated in an erratic or dangerous manner under circumstances which tend to cause or provoke a disturbance.”

Part 2:

Section 94-17(b) of the Municipal Code of the City of Racine is hereby amended by inserting the following after "Section 94-12" in the table of forfeitures:

<u>"Section No.</u>	<u>Violation</u>	<u>Forfeiture</u>
94-22	Disorderly conduct with a motor vehicle	\$100.00 "

Part 3:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

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Approved: \_\_\_\_\_

\_\_\_\_\_

Mayor

Attest:

\_\_\_\_\_

City Clerk

Fiscal Note: N/A

Sponsors: Robert Mozol

10-4699

**Subject:** Ordinance No. 2-10

To create Section 94-22 of the Municipal Code of the City of Racine, Wisconsin relating to Traffic and vehicles - Disorderly conduct with a motor vehicle.

The Common Council of the City of Racine do ordain as follows:

**Recommendation of the Public Safety & Licensing Committee on 1-25-10:** That Ordinance 2-10 be adopted as amended.

Fiscal Note: N/A

**Miscellaneous Business**

PUBLIC COMMENT

**Adjournment**

**If you are disabled and have accessibility needs or need information interpreted for you, please contact City Clerk's Office at (262) 636-9171 at least 48 hours prior to this meeting.**